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7 Attorneys for Defendants

8 UNITED STATES DISTRICT COURT

9 NORTHERN DISTRICT OF CALIFORNIA

10 OAKLAND DIVISION

11 MK,

12 Plaintiff,

13 v.

14 ALEJANDRO MAYORAKS, Secretary, U.S.  
15 Department of Homeland Security, *et al.*,

16 Defendants.

4:23-cv-03138 DMR

**STIPULATION TO EXTENSION OF TIME FOR  
DEFENDANTS' MOTION FOR SUMMARY  
JUDGMENT; ORDER**

17 Pursuant to Civil Local Rule 6-2, the parties to this action hereby stipulate to an extension of  
18 time for Defendants to file their motion for summary judgment. Defendants will file their motion for  
19 summary judgment by November 17, 2023. For these reasons, and as articulated below in the  
20 Declaration of Counsel, the parties respectfully request that the Court grant their stipulation.  
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Stipulation  
4:23-cv-03138 DMR

1 Dated: November 2, 2023

Respectfully submitted,<sup>1</sup>

2 ISMAIL J. RAMSEY  
3 United States Attorney

4 /s/ Elizabeth D. Kurlan  
5 ELIZABETH D. KURLAN  
6 Assistant United States Attorney

7 Attorneys for Defendants

8 Dated: November 2, 2023

9 /s/ Paul O'Dwyer  
10 PAUL O' DWYER (*Pro Hac Vice*)  
11 Law Office of Paul O' Dwyer PC

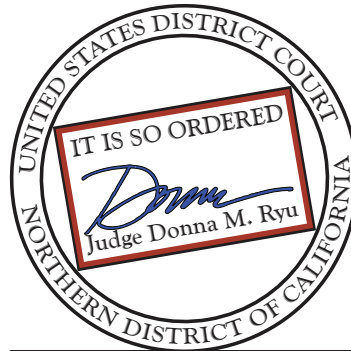
12 SCOTT A. EMRICK  
13 Bolour / Carl Immigration Group, APC

14 Attorneys for Plaintiff

15 **ORDER**

16 Pursuant to stipulation, IT IS SO ORDERED. Defendants will file their motion for summary  
17 judgment by November 17, 2023.

18 Date: November 6, 2023



23 DONNA M. RYU  
24 United States Chief Magistrate Judge

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26  
27 <sup>1</sup> In accordance with Civil Local Rule 5-1(i)(3), the filer of this document attests that all  
28 signatories listed herein concur in the filing of this document.

**DECLARATION OF ELIZABETH D. KURLAN**

I, Elizabeth D. Kurlan, declare and state as follows:

1. I am an Assistant United States Attorney in the United States District Court for the Northern District of California and counsel of record for the federal Defendants in the above-captioned action.

2. On September 5, 2023, Defendants filed their answer to the Complaint. *See* Dkt. No. 14.

3. On November 2, 2023, I contacted Plaintiff regarding Defendants' request for a brief extension of time to prepare their motion for summary judgment, and Plaintiff consented to the request.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

DATED: November 2, 2023

/s/ Elizabeth D. Kurlan

ELIZABETH D. KURLAN

Assistant United States Attorney